

KOLZ 98.3 FM STEREO
Bentonville, AR

RECEIVED KKEG 92.1 FM STEREO
Fayetteville, AR

Demaree Media, Inc. SEP 28 1992

ORIGINAL
FILE

TARGET VISION OF NW ARK
CBN TNN MTV ESPN CNN

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY
KFAY 1030 AM STEREO
Farmington, AR

September 23, 1992

RECEIVED

SEP 28 1992

MAIL ROOM

Ms. Donna Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, DC 20554

RE: Comments On Notice Of Proposed Rule Making To Upgrade KOLZ (FM) 252
C3 Bentonville, Arkansas To 252 C2. MM Docket NO. 92-176.

Dear Ms. Searcy;

Transmitted herewith is an original and 4 copies of Demaree Media, Inc.'s
comments on the FCC Notice of Proposed Rule Making. Released August 24,
1992 to upgrade KOLZ FM Bentonville, Arkansas 252 C3 to 252 C2.

I have enclosed a self addressed stamped envelope for your convenience
in returning the extra copy of this letter, dated and stamped by your office.

This will certify that neither the applicant nor any party thereto are
subject to denial of Federal benefits pursuant to section 5301 of the Anti-
Drug Abuse Act of 1988.

If you have any questions concerning these comments please do not hesitate
to contact me at P.O. Box 878, Fayetteville, Arkansas 72702, or telephone
(501) 521-5566.

Sincerely,

Levoy Patrick Demaree

Levoy Patrick Demaree
President
Demaree Media, Inc.
Licensee of KOLZ (FM) Bentonville, AR

ch/LPD

No. of Copies rec'd 049
List A B C D E

P.O. Box 878
1780 Holly Street

Fayetteville, AR 72702

(501) 521-5566
FAX (501) 521-0751

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED

SEP 28 1992

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
Amendment of Section 73.202(b),)
Table of Allotments,)
FM Broadcast Stations.)
(Bentonville and Mountain Home,)
Arkansas))

MM Docket No. 92-176
RM-8038

SEP 28 1992

MAIL BRANCH

COMMENTS

Demaree Media, Inc. ("DMI"), licensee of KOLZ(FM) in Bentonville, Arkansas, pursuant to Section 1.420 of the Commission's Rules, hereby submits its "Comments" in response to the Notice of Proposed Rule Making ("Notice"), MM Docket No. 92-176, released August 24, 1992, in the above-captioned proceeding. In the Notice, the Commission has proposed the substitution of FM Channel 252 C2 for Channel 252 C3 at Bentonville, Arkansas and modification of the license of KOLZ(FM) in Bentonville, Arkansas to specify operation on Channel 252 C2, and the substitution of FM Channel 232 A for Channel 252 A in Mountain Home, Arkansas and modification of the license of KTLO(FM) to specify operation on Channel 232 A.

As explained in the proposed Rule Making, 252 C2 can be substituted for Channel 252 C3 at the petitioner's (DMI's) suggested site. Located 28 kilometers (17.4 miles) Southeast of Bentonville at coordinates 36-11-00 and 94-00-00 consistent with the minimum distance separation requirements of Section 73.207(b) (1) of the Commission's Rules. Additionally, Channel 232 A can be substituted for Channel

252 A at Mountain Home, Arkansas at the authorized site of station KTLO(FM).

DMI has stated its willingness to reimburse station KTLO(FM) for its reasonable costs associated with moving to Channel 232 A.

Allotment of 252 C2 to Bentonville and modification of the KOLZ(FM) license to operate on Channel 252 C2 would be in the public interest.

KOLZ(FM) is the only FM station licensed to Bentonville. The only other broadcast facility licensed to Bentonville is KJEM(AM), a daytime only station that operates with 2.5 kilowatts. The population of Bentonville has grown dramatically in the last ten years increasing from 8,756 in 1980 to 11,155 in 1990 according to the U.S. Census Department preliminary census information available from the Bentonville Chamber of Commerce. Bentonville clearly deserves its own wide-area FM service.

DMI is also the licensee of KKEG(FM) in Fayetteville, Arkansas. The proposed change to KOLZ(FM) will cause an overlap of the 70 dbu contours of the two stations but will comply with the most recent Commission's Multiple Ownership requirements.

Accordingly, DMI urges the Commission to act promptly to amend its table of allotments to substitute Channel 252 C2 for 252 C3 at Bentonville, Arkansas and modify the KOLZ(FM) license to operate on 252 C2. Adoption of the proposed changes to both stations would further the public interest.

AFFIDAVIT

I certify that the statements contained herein are true and accurate to the best of my knowledge. My address is 1780 Holly St., P.O. Box 878, Fayetteville, Arkansas, 72702.

Levoy Patrick Demaree

Levoy Patrick Demaree, President
Demaree Media, Inc.,
Debtor in Possession

9-23-92

Date

State of Arkansas)

County of Washington)

Signed in my presence on this 23 day of Sept., 1992.

Marsha L. Johnson
Notary Public

My commission expires 7/15/2000